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October 4, 2005

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United States Patent and Trademark Office
Trademark Trial and Appeal Board
Post Office Box 1451
Alexandria, VA 22313-1451

RE: Notice of Opposition
Applicant: Home Director, Inc.
Mark: JSX
Serial No: 78/487,420

Dear Sir or Madam:

Enclosed for filing are the original and three copies of the Notice of Opposition of Peavey Electronics Corporation. I am also enclosing filing fees in the amount of \$300.00 and a self-addressed post card. Please stamp the card to acknowledge receipt and return to us for our records.

Should the Office have any additional questions with respect to this matter, please contact the undersigned at the above direct dial number.

Very truly yours,

WATKINS LUDLAM WINTER & STENNIS, P.A.



W. Whitaker Rayner

WWR/rrs
Enclosures
cc: Ms. Sharon Truelove



10-11-2005

U.S. Patent & TMOtc/TM Mail Rcpt Dt. #34

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to:

United States Patent and Trademark Office
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Post Office Box 1451
Alexandria, VA 22313-1451

on 10/4/05
Date


Signature

W. Whitaker Rayner, Esquire
Typed or printed name
of person signing certificate

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

IN RE: Applicant: Home Director, Inc.
 Serial No.: 78/487,420
 Filed: September 22, 2004
 Mark: JSX

Published in Official Gazette on September 6, 2005

PEAVEY ELECTRONICS CORPORATION

OPPOSER

vs.

OPPOSITION NO. _____

HOME DIRECTOR, INC.

APPLICANT

NOTICE OF OPPOSITION

Pursuant to 15 U.S.C. § 1063, the Opposer, Peavey Electronics Corporation, a Delaware corporation, whose principal place of business is 711 A Street, Meridian, Mississippi 39301, states that it believes that it will be damaged by registration of the mark shown in the above-referenced application, and hereby opposes the same.

The grounds for the opposition are as follows:

1. The Applicant seeks to register the mark JSX as a trademark for stereo and surround sound receivers and amplifiers, equalizers, surround sound digital signal processors, loudspeakers, loudspeaker cabinets, audio analyzers, computer software for controlling and processing audio and video data in Class 9.

2. The Opposer is engaged in the manufacturing and marketing of various musical instruments and musical equipment and is the owner of numerous federal registrations in

International Class 9.

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3. Peavey since at least as early as January, 2004, has continuously used the mark JSX in both interstate and international commerce for amplifiers.

4. Accordingly, pursuant to 15 U.S.C. § 1052, the Applicant's mark so resembles Peavey's JSX mark, as to be likely, when used on or in connection with the goods of the Applicant, to cause confusion or mistake.

5. If Applicant is granted the registration herein opposed, Applicant will thereby obtain at least a *prima facie* exclusive right to use of the subject mark, which would be a source of damage and injury to Peavey.

WHEREFORE, PREMISES CONSIDERED, the Opposer, Peavey Electronics Corporation, respectfully requests that the Patent and Trademark Office refuse registration of the captioned application.


Respectfully submitted,

PEAVEY ELECTRONICS CORPORATION

By Its Attorneys

WATKINS LUDLAM WINTER & STENNIS, P.A.

By:


W. Whitaker Rayner

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CERTIFICATE OF MAILING

I hereby certify that this correspondence is addressed to the Commissioner of Trademarks, Attention: Trademark Trial and Appeal Board, Post Office Box 1451, Alexandria, VA 22313-1451, and is being deposited with the United States Postal Service.



W. Whitaker Rayner

Date: _____

10/4/05